

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

LESLIE M. GURLEY,	:	Case No. 3:17-cv-410
	:	
Plaintiff,	:	District Judge Thomas M. Rose
	:	Magistrate Judge Sharon L. Ovington
vs.	:	
	:	
COMMISSIONER OF THE SOCIAL	:	
SECURITY ADMINISTRATION,	:	
	:	
Defendant.	:	

DECISION AND ENTRY

This case is before the Court upon Plaintiff's Motion for Allowance of Attorney Fees. (Doc. #15). Plaintiff indicates that the Commissioner would not stipulate to any petition for fees under 42 U.S.C. § 406(b) in this case. *Id.* at 1204. The Commissioner did not respond to Plaintiff's Motion.

Plaintiff's Motion seeks an award of attorney fees under 42 U.S.C. § 406(b)(1) in the total amount of \$9,812.63. In the absence of opposition by the Commissioner, the Motion and supporting Exhibits establish that an award of attorney fees is reasonable and warranted under 42 U.S.C. § 406(b)(1) in the amount the Motion seeks.

IT IS THEREFORE ORDERED THAT:

1. Plaintiff's Motion for Allowance of Attorney Fees (Doc. #15) is GRANTED;
2. The Commissioner shall pay Plaintiff's attorney fees pursuant to 42 U.S.C. § 406(b)(1) in the total amount of \$9,812.63; and

3. The case remains terminated on the docket of this Court.

IT IS SO ORDERED.

Date: June 24, 2019

**s/Thomas M. Rose*
Thomas M. Rose
United States District Judge